IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

TUESDAY, THE 20TH MARCH 2007 / 29TH PHALGUNA 1928

Crl.Rev.Pet.No. 1151 of 2007()

CRA.392/2006 of II ADDL. SESSIONS COURT, PALAKKAD
ST.2371/2004 of JUDL. MAGISTRATE OF FIRST CLASS COURT-I, PALAKKAD

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REVN. PETITIONER: APPELLANT/ACCUSED

R.RAMESH, S/O S.V.RAGHAVAN, AGED 42 YEARS, DEVELOPMENT OFFICER, M/S NEW INDIA ASSURANCE CO. LTD., PDC BUILDING, SULTHANPET, PALAKKAD.

BY ADV. SRI.K.P.BALAGOPAL

RESPONDENTS: RESPONDENTS/COMPLAINANT & STATE

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1. T.JOHN, S/O M.V.THOMAS, AGED 46 YEARS, MENACHERI HOUSE, AISWARYA NAGAR, KUNNATHURMEDU P.O., PALAKKAD.

2. STATE OF KERALA REPRESENTED BY THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.AMJAD ALI

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 20/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J

CRL.R.P.No.1151 of 2007

Dated this the 20th day of March, 2007

ORDER

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced to undergo simple imprisonment for four months and to pay a compensation of Rs.95,000/- vide Section 357(3) of the Code of Criminal Procedure and in default, to undergo simple imprisonment for five months.

2. Revision petitioner has only sought for modification of the sentence and time to pay the compensation amount. In the circumstances, sentence is modified to imprisonment till the rising of the court. The remaining portion of the sentence is confirmed. Revision petitioner is granted five months' time from today onwards to pay the amount of compensation. He shall appear before the Judicial First Class Magistrate Court-I, Palakkad on 28.8.2007 to receive the sentence.

The criminal revision petition is disposed of as above.

K.R.UDAYABHANU,
JUDGE

csl